

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI**

IN RE:

**JON CHRISTOPHER EVANS
AND JOINTLY ADMINISTERED
RELATED CASES**

Case No. 09-03763-NPO

DEBTORS

Chapter 7

G&B INVESTMENTS, INC.

PLAINTIFF

VS.

ADV. PROC. NO. 10-00040-NPO

**DEREK A. HENDERSON, TRUSTEE
FOR THE BANKRUPTCY ESTATE OF
JOHN CHRISTOPHER EVANS, ET AL**

DEFENDANTS

**TITLE COMPANIES' MOTION FOR LEAVE TO
SUPPLEMENT EXPERT REPORT OF JAMES BRUCE DAVIS**

Mississippi Valley Title Insurance Company and Old Republic National Title Insurance Company (the "Title Companies") file this motion for leave to supplement the expert report of James Bruce Davis. In support thereof, the Title Companies show unto the Court as follows:

1. James Bruce Davis was designated as an expert by the Title Companies on (a) the customs and practices in the title insurance and mortgage lending industries; (b) Charles Evans's relationship to the Title Companies and other parties in this litigation regarding the mortgage loan transactions and real estate sales transaction pertaining to the real property commonly referred to in this litigation as Tract 4; and (c) the opinions contained in his reports prepared in this case. [Dkt. No. 249].

2. After his designation, Mr. Davis authored an additional publication that should be disclosed and which is identified on the supplemental report attached as Exhibit A.

3. Further, Mr. Davis received and reviewed the expert report of George Pierson, who was designated by G&B Investments, Inc. and Bank of Forest. Based on this review, Mr. Davis offers the opinions attached in Exhibit A. The proposed supplemental opinions of Mr. Davis are within the scope of his designation before the Court. [Dkt. No. 249]. Mr. Davis's opinions do not introduce new issues; rather, they are only offered as rebuttal opinions in response to the opinions of Mr. Pierson.

4. The deadline for all parties to complete expert discovery in this matter is January 28, 2011. [Dkt. No. 268]. No expert depositions have been taken in this matter. The first scheduled deposition is of George Pierson on January 18, 2011.

5. Other parties in this matter have sought leave to supplement expert opinions and this Court granted such leave. [*see, e.g.*, Dkt. Nos. 248, 254].

6. No party will be prejudiced through the relief requested in this motion.

FOR THESE REASONS, the Title Companies respectfully request that this Court grant their motion for leave to supplement the expert report of James Bruce Davis in the form attached as Exhibit A, enter an order as attached as Exhibit B, and grant any additional relief deemed appropriate by this Court.

RESPECTFULLY SUBMITTED, this the 5th day of January, 2011.

MISSISSIPPI VALLEY TITLE INSURANCE
COMPANY and OLD REPUBLIC TITLE
INSURANCE COMPANY

BY: /s/ M. Scott Jones

William C. Brabec (MSB No. 4240)

M. Scott Jones (MSB No. 102239)

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CERTIFICATE OF SERVICE

I hereby certify that on this day, a copy of the foregoing has been served by electronic filing through the ECF System, which provides electronic notice to all parties of record, including the following:

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This the 5th day of January, 2011.

/s/ M. Scott Jones
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